Supreme Court, U.S.
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Supreme Court of the United States

GEORGE E. BURDICK PETITIONER

VS

PITTCHETT & BURCH, PLLC.
LLOYD C. SMITH JR,.
REGINA PARKER RESPONDENTS
SAMUEL GRIMES
CHRISTOPHER B. McLENDON

On Petition For Writ Of Certiorari
To The United States Court Of Appeals.
For The Fourth Circuit
(Case NO. 09-1216)

PETITION FOR WRIT OF CERTIORARI

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I. QUESTIONS PRESENTED FOR REVIEW

Introductory Statement

1. This case has been continuing in the State Courts while awaiting positive action by the Federal Judges in the Federal District Court and Federal Fourth Circuit Court of Appeals to grant relief. Justice has so far not been received by Petitioner..

2. State District Court, Judge Michael A. Paul in the North Carolina Second Judicial District continued the pattern of ignoring truth.

2. Constitutional Rights of Petitioner George E. Burdick mean nothing to these dictatorial State District Judges. They have become emboldened by never being held accountable for power abuse..

4. The North Carolina Attorney General Roy Cooper came to their defense, without knowing any facts. They are judges and it's apparently better politics to defend judges than abused fathers.

5. A precedent was cited that implied a judge who commits a crime can not be sued by his victim.

6. Assumed just positions by Politicians, that judges do no wrong, and even if they do, their victims have no legal redress, has to be unconstitutional.

7. The Judgment establishing a fraudulent Separation date was signed by Judge Michael A. Paul, despite the fact his false assertions are impossible.

8. Judge Paul signed a Distribution of Assets Judgment, that "hard evidence" proved, was over two million dollars, in error, due to a bogus land appraisal

9. A Thrift Savings Plan was misrepresented by Attorney Lloyd C. Smith Jr., in two of his "self-generated " exhibits, to have only Sixty six thousand, six hundred and seven dollars and forty seven cents, ($66,597.47), in said account on a fraudulent "separation date", set by judge Paul,. of January 2, 2002, when it was really August of 2005. The Court illegally awarded the entire sum to Lawyer Lloyd C. Smith's client, not ever finding out how much is in said account, and giving petitioner his half.

10. An official exhibit from a Thrift Savings Plan in the case record, shows on January 1st 2008, a sum of $185,632.92, but Lawyer Smith's exhibits, only show $86, 036.81 on the exact same date.. .

11. Again, Attorney Lloyd C. Smith Jr., in Judge Michael A. Paul's Court, had fraudulently proved the impossible to be possible, with two sums $99,596.11 apart in the account on the same date.

12. Petitioner is seeking a Federal jury trial to prove all Respondents listed in this Petition For Writ Of Certiorari , plus Judge Michael A. Paul, are guilty of violating Petitioner's First, Fourth, Fourteenth and Eighth Amendments Rights, in U.S. Constitution.

QUESTIONS PRESENTED FOR REVIEW

Question 1. **May a State Court Judge violate an American Citizen's Rights listed in provisions within the Amendments to our Constitution, and be immune from prosecution in State and/or Federal Courts because he or she is a Judge?**

Question 2. **Do Lawyers and Judges have superior Civil Rights to other citizens under provisions in our Federal Constitution that allow them to commit or condone crimes like, Fraud, Suborning Perjury, Child Abuse; Power Abuse, Extortion, Conspiracy To Commit Fraud, and not be held accountable? Can Federal Constitutional and Federal Civil Rights provisions that are supposed to extend to each American citizen's "equal protection under the Law" simply be ignored?**

Question 3. **To correct violations of Federal Law by a State Court, May a Federal Judge assume jurisdiction under Article 6, of the Federal Constitution, which states that our Federal Constitution is the "Supreme Law of the Land"?**

Question 4. **May a citizen, who has had his or her Constitutional Rights and Civil Rights violated, in A State Family Court proceeding, sue that Lawyer and/or Judge responsible for damages in a Federal Court jury trial, in pursuit of justice?**

Question 5. **Do an American citizen's Constitutional Rights end, when he or she walks into a family court and confronts an unjust judge?**

Question 6. **May a State District Court Judge who commits a felony crime while conducting a Court proceeding, that deprives a party in that case, of his or her Federal Constitutional or Civil Rights, be held accountable and prosecuted for his crime in a Federal Court?**

Question 7. **Does a State Judge posses unlimited power to punish a good parent, who has done no wrong, and arbitrarily, not based on truth or evidence, remove that good parent's children from his custody forever? Doesn't Federal Law, prevent such abuse of power and child abuse?**

Question 8. **May any decision in a State Court, or even a Federal Court, set a precedent which overrules, negates, or trumps the clear language in the Amendments to our U. S. Constitution?**

Question 9. **May a judge ignore Fourth Amendment Rights of either parent in a marriage, and arbitrarily take most of one spouse's property, and assign it to the other, instead of an equal division of marital assets between spouses?**

II. THE PARTIES

Petitioner George E. Burdick is the Father of five children Nyssa Burdick, (15), George C. Burdick, (13), Odessa Burdick, (11), Jenni Lee Burdick, (8), and Edithann Burdick, (8),. Jenni Lee and Edithann are twins. George E. Burdick is an adult citizen and resident of Martin County North Carolina, on the family ranch.

Respondent Law Firm Pritchard and Burch PLLC is a Law Firm located in Windsor, Bertie County. North Carolina. Lloyd C. Smith jr., is an Attorney who works for the above Law Firm, and also lives in Bertie County, North Carolina. Michael A. Paul, Regina Parker, Samuel Grimes and Christopher B. McLendon are all District State Judges of the Second Judicial District, which includes Beaufort and other nearby counties in Eastern North Carolina, including Martin County, home of Petitioner.

III CORPORATE DISCLOSURE STATEMENT

Petitioner is acting as an individual, and to the best of his knowledge and belief, has no legal Corporate ownership, connections, or interests to disclose.

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III. OPINIONS BELOW

NORTH CAROLINA FEDERAL DISTRICT COURT granted Order and Judgment to dismiss Complaint in Case NO. 4:08-CV53 on November 17, 2008.

NORTH CAROLINA FEDERAL DISTRICT COURT denied Motion To Reconsider The Order in CASE NO. 4:08-CV53 on January 22, 2009.

UNITED STATES FOURTH CIRCUIT COURT OF APPEALS in CASE NO:09-1216 had Appeal denied in an opinion dated June 5, 2009..

UNITED STATES FOURTH CIRCUIT COURT OF APPEALS in CASE NO:09-1216 Motion to have CASE NO. 09-1216 heard EN BANC by U.S. Fourth Circuit Court of Appeals was denied on July 31, 2009

IV. JURISDICTION

Jurisdiction is in the Federal Courts when Federal Constitutional or Civil Rights are ignored by State Courts. Petitioner, is a victim of fraud by North Carolina District Court Judges for over four years. Fraud is not condoned under State or Federal Law, and is cause for overturning Orders and Judgments, when Judges are guilty of fraud.

North Carolina State Courts have failed to address the obvious fraud committed by four State District Court Judges, and the North Carolina Attorney General, ignored facts, and rushed to defend State Judges, claiming a judge can not be sued when he or she "commits a crime". That absurd position by Top official in a Department of Justice makes it plain, justice will only be found by this State's resident American citizen under Federal jurisdiction.

Petitioner filed a complaint in Federal Court, citing violations of Federal Constitutional and Civil Rights and requesting a jury trial in Federal Court. Petitioner has been cheated out of rightful parental custody of his five children, and lost millions of dollars in land and assets, due to fraud by a dishonest lawyer in collusion with four unfit judges. Federal jurisdiction is a clear mandate to obtain any justice!

IV CONCTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

The Constitution of the United States.

U. S. Constitution, Article 6, 2nd and 3rd paragraphs.

The Constitution and the laws of the United States which shall be made pursuance thereof, and all treaties made, or which shall be made, under the authority of the United States, **shall be the supreme law of the land; and the judges in every state shall be bound thereby,** anything in the Constitution or laws of any State to the contrary, notwithstanding.

The Senators and Representatives before mentioned and the members of the several State Legislatures, and **all members and judicial officers, both of the United States, and of the several States, shall be bound by oath or affirmation to support this Constitution;** but no religious test shall ever be required as a qualification to any office or Public Trust under the United States.

U.S. Constitution, Amendment I,

Congress **shall make no law** respecting An establishment of religion, or prohibiting the free exercise thereof; or **abridging the freedom of speech** or of the press, **or of the right of the People to assemble, and to petition the government for redress of grievances.**

U.S. Constitution, Amendment IV,

The right of the people to be secure in their persons, houses, papers, and effects against unreasonable searches and seizures, shall not be violated; and no warrant5s shall issue but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized..

U. S. Constitution Amendment V.

No person shall be held to answer for a capital or otherwise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia, when in actual service, in time of war and public danger; nor shall any person be subject for the same offence to be twice put in jeopardy of life or limb,, nor shall be compelled in any criminal case to be witness against himself; nor to be **deprived of life, liberty, or property, without due process of law**; nor shall private property be taken for public use without just compensation.

U.S. Constitution, Amendment VIII,

Excessive bail shall not be required, nor Excessive fines imposed, nor cruel and unusual Punishment inflicted.

U.S. Constitution, Amendment XIV, section I:

All Persons born or naturalized in the United States, and subject to the jurisdiction thereof, are Citizens and of the State wherein they reside. No State shall make or enforce any law which abridge The privileges or immunities of citizens of the United States, nor shall any State deprive any person of life, Liberty, or property without due process of law, nor Deny to any person within jurisdiction the equal Protection of the laws.

VI. STATEMENT OF THE CASE

Petitioner's Constitutional and Civil Rights have been violated by all Five Respondent's listed in Petitioner's original Complaint to the North Carolina Eastern District Court and request for a jury trial in Federal Court.

Three of Respondents are District State Judges who violated Petitioner's rights under the First, Fourth, Eighth and Fourteenth Amendments to our Federal Constitution.

Petitioner intended to prove his case by questioning all five Respondent's in front of a Federal jury, because no justice whatsoever has been received by Petitioner for over four years, when all five of his children were first stolen from Petitioner because of the unjust rulings of Respondent judges in family court proceedings manipulated by the Respondent Lawyer Lloyd C. Smith Jr. and his Respondent Law Firm Pritchett & Burch, PLLC.

Roy Cooper, North Carolina's current Attorney General. without having any relevant facts or knowledge of the case, decided to represent three Respondents Regina Parker, Samuel Grimes, and Christopher B. McLendon, since they are judges..

The other two Respondents, Lawyer Lloyd C. Smith Jr. and his Law Firm Pritchett & Burch, PLLC. are represented separately by Attorney Ronald Baker and his Law Firm in Ahoskie, North Carolina..

Petitioner has had no legal representation in this case as Lawyer Steven Rader, who started out representing Petitioner in State District Court, moved to Europe before Petitioner filed his Federal Case.

Petitioner's Attorney Steve Rader was being ignored by the local Respondent State District Judges, who always allowed Respondent Attorney Lloyd C. Smith Jr., to write their Orders and Judgments. Respondent Attorney Lloyd C. Smith Jr. inserted into said Orders and Judgments fraudulent statements and assertions designed to punish Petitioner, a good father, take his five children he was caretaker of since their births, and steal most of his assets.

It would take too much space for Petitioner to list all the Fraud and wrongdoing here and still abide by the Rules, but Petitioner believes Article 6, in the Federal Constitution stating that the Constitution is the "Supreme Law of the Land" and that no State may take action to deny any citizen his Federal Constitutional Rights is the issue here.

That is why jurisdiction properly belongs in the Federal Courts and that is why a jury trial is needed to expose the corruption in the North Carolina Judicial System which allows Respondent Lower District Court Judges to rule like Dictators, apparently accountable to nobody.

These Respondent judges in collusion with Respondent Lawyer Lloyd C. Smith Jr., and his Respondent Law Firm Pritchett & Burch, PLLC. literally make their own laws, and make horrendous and criminal decisions, while operating in a corrupt judicial system, which takes the position that they can do no wrong, their unbridled power can not be questioned, and when they commit a crime, an ordinary citizen may not sue them for damages in Federal Court.. Petitioner does not believe the founding fathers intended for Judges, who must first be lawyers, have Constitutional Rights the rest of American citizens do not have. That is why Petitioner made a complaint in Federal District Court and sought a jury trail to receive justice that has been denied to Petitioner in State Courts. Even in the Federal Courts, the Federal Judges have failed to comprehend that the State Family Courts need to be reformed because they are violating on a regular basis our Constitutional Rights.

Rights of good parents are ignored causing unnecessary trauma and abuse to many thousands of parents and children because of the dictatorial power State Family Court judges assume, while committing crimes from which they, according to the stated opinion of the North Carolina Attorney General, are immune from having the same decent laws that apply to the rest of us apply to them.

Petitioner can prove that in front of a Federal jury by questioning the Respondents and proving that all Respondents are guilty of, and/or ignore, in their words and actions, conspiracy to commit criminal fraud, suborning perjury, writing and signing totally untrue and fraudulent Orders, and Judgments devoid of the truth.

The Respondents are also guilty of power abuse, parental abuse, and child abuse, which other judges on higher Courts, the State Bar, the State Judicial Review Commission, and even the State Department of Justice, have chosen to ignore. Petitioner's truthful reporting of facts. Petitioner has written and filed dozens of motions and complaints, consisting of well over a thousand pages during the past four years, while seeking justice. No State or Federal appellate judge has ever uttered one word to Petitioner in person, or allowed him oral arguments or allowed him his "day in Federal Court" to question Petitioner's accusers and prove all Respondents are guilty of fraud as well as other unlawful wrongdoing.

Petitioner has never received one specific reason. stating anything wrong with Petitioner's arguments, or logic, or honesty. Other judges in State and Federal higher Courts simply "rubberstamp" the unjust actions of Respondent unfit judges, who have been manipulated by unfit lawyers.

Those who are supposed to correct mistakes of lower State and Federal Courts seem all too prone to allow this tortured parent to be destroyed by the unjust hurtful and shameful acts at the hands of bad lawyers and judges. Petitioner has had no real access to a Federal Judge and/or jury to hear Petitioner's Cry for justice.

Petitioner is not alone in suffering at the hands of incompetent judges and money grabbing lawyers in family Courts. The situation is so bad in North Carolina that even a District Judge is seeking reform of the miscarriage of justice so evident in family courts all over our State and Nation.

District Court Judge Bill Belk of Charlotte, has documented numerous cases similar to Petitioner's where justice was denied. "Court Watch" is an offshoot of this problem, and that's why the United States Supreme Court should step in and use Petitioner's case as a springboard, to give some much needed reaffirmation of every American Citizen's parental rights protected by the Federal Constitution and Civil Rights Laws. Without firm direction from the United States Supreme Court, Petitioner does not believe the corrupt Family Court judges and immoral lawyers who manipulate them, will clean up their act..

Our entire National society, the institution of family, are at risk, while family court judges continue to wreck their havoc while mistreating good parents and innocent children. Many family courts only make family problems worse. Incompetent and uncaring judges have too much power to do too much harm, and are subject to virtually no accountability.

VII. STATEMENT OF FACTS

All four of the Second Judicial District Judges have committed fraud in every one of the Orders and Judgments they signed against the Petitioner, during the past four and a half years.

Petitioner submitted hard evidence of Fraudulent Orders and Judgments signed by all four of these Judges, Regina Parker, Samuel Grimes, Christopher McLendon and Michael A. Paul. .

Petitioner has told the truth, and written the truth, but the N. C. Judicial Review Commission, the N.C. State Bar, the N. C. Attorney General's office, State and Federal Appeal Courts Judges, have ignored perjury, child abuse, fraud and other criminal acts.

The Hard Evidence and overwhelming compelling proof submitted during the past four and a half years, vividly shows the numerous times, Lawyer Smith and all four State District Judges Regina Parker, Samuel Grimes, Christopher McLendon and Michael A, Paul, have been guilty of criminal fraud.

The judgment awarding custody is Judge Grimes and Lawyer Smith's way of violating my Eight Amendment Rights, against cruel and unusual punishment, as well as to deny me my rightful custody, and love of my children, because I have no intention of submitting to their unconstitutional and fraudulently contrived unlawful demands not based on any truth or evidence, but rather their sadistic desire to humiliate me in front of my children, and divert attention away from the job related mental stress on Petitioner's wife, that probably accounted for her abnormal behavior in the first place. .

Defendants want to destroy this alert and unbowed father, who refuses to recognize their power abusing scheme, to establish a false court record that portrays Petitioner as someone he has never been. It's all part of their ongoing conspiracy to commit fraud upon the court, which is justification under both State and Federal Law, to "void" and "overturn" every Order and Judgment ever signed by these four North Carolina State District Judges, Regina Parker, Samuel Grimes, Christopher McLendon and Michael Paul.
was based on fraud and should therefore be overturned by the United States Supreme Court, in the long overdue granting of justice!

VIII. REASONS FOR GRANTING THE WRIT

Humanitarian treatment should be available to all family members, and it should not be within the power of a local District State Judge to negate, or destroy a loving relationship between a parent and his five children forever, by an evil dictatorial judgment, that is replete with perjury, fraud, extortion, and unconstitutional treatment of Petitioner, a great parent, who has done no wrong, except to resist the unlawful taking, of his five children and most of his land.

Petitioner was the primary excellent caretaker of his five children and hugged them on a daily basis as a "stay at home Dad" for over ten years, while his spouse performed her job duties in a position that required her to be away from home traveling to distant meat processing facilities as a Veterinary Medical Officer Circuit Supervisor with FSIS-USDA.

Petitioner sacrificed his own business and career activities, while assisting his younger wife through eight years of college, and supporting her in every way in her career to be all she could be, as a Veterinarian with the Federal Government.

The Burdick's were a team, but Petitioner always put his wife's career aspirations first. and still added to his land holdings. He had enjoyed success as a Wildlife Biologist, Professor of Natural Resources, and rancher, with quality horses and cattle.

Petitioner had already, before he met his wife, been a distinguished military graduate, an Air Force Officer, ' Chairman of a Department of Natural Resources Department, and a distinguished and recognized wetlands ecologist, who spent much of his wildlife career actively engaged in conservation work that included testifying before committees in both the U.S. House of Representatives and U.S. Senate on issues of National significance related to wetlands preservation. The Tupelo Ranch he owns includes a Tupelo Cypress Swamp that would have been destroyed except for his efforts.

However, the focus should not at this stage be only on the petitioner, or even his family. The focus should be on the corruption Petitioner, and others, have confronted, and are still confronting in the North Carolina Judicial System. Petitioner and his children, like thousands of other good citizens are being robbed, traumatized, and subjected to what could accurately be described as "torture" by inept and apparently uncaring local State judges who allow themselves to be manipulated by dishonest lawyers.

These money seeking lawyers attempt to destroy good parents, and thereby abuse their children, in unnecessary family court suborning of perjury, fraud, extortion, and other crimes to extract thousand of dollars in legal fees from their victims, who have done no wrong. Petitioner and his family, especially his five children, have been victims of this shameful display of family court arrogance and abuse of power by unfit judges, being manipulated by greedy lawyers.

That's why Petitioner sought justice in a Federal jury trial, while hoping for more objective treatment away from local biased and dictatorial judges under the influence of corrupt and dishonest lawyers and law firms, obviously interested in making money rather than practicing a legitimate legal profession of law.

Petitioner has found no objective justice in the State or Federal Courts so far, possibly because of the fraudulent case record that has fraudulent Orders, Findings of Facts that are not facts, and judgments based on fraud, signed by previous unfit judges. Why should they believe Petitioner even though Petitioner is telling the truth? There appears to be a canon that Judges never speak against or criticize other judges, even those judges guilty of power abuse, parental abuse, child abuse, and fraud.

That seems to be changing now that untold thousands of mistreated parents are telling their stories to organizations like Court Watch located in Mecklinburg County, North Carolina. These victims of family court abuse are apparently intent on carrying their crusade Nationwide, to "clean up" and/or abolish the abusive and corrupt family court system in North Carolina and elsewhere.

President of Court Watch, Natalia Bingham fought in the courts for nine years before recently gaining a favorable ruling which showed the other side had violated her fourteenth amendment rights. Petitioner has recently learned about and talked to this President /CEO of Court Watch, on the phone and learned I'm not alone in being abused by money seeking family court lawyers and abusive family court judges.

The most vocal and visible, critic of North Carolina Family Court judges in North Carolina and elsewhere, is none other than a District Judge himself, the Honorable District Judge Bill Belk of Charlotte, who tells even on National television of his seven year encounter in a family court, which cost a million dollars and was rift with injustice.

District Judge Belk produced a video of three families where parents were horribly treated by "crooked" lawyers and "dishonest judges' who stole their children for no just reason because of the influence of expensive family court lawyers who become adept at destroying a good parent and stealing everything he or she owns if the lawyer is paid enough money to do so.

The Honorable Judge Bill Belk does not hesitate to assert that certain family court lawyers are "crooked" and only interested in the money. Lawyers and Judges "traumatize" family members especially children. This courageous judge Bill Belk has his critics too, especially a Chief District Judge, he is reputed to have referred to as a "political hack". Judge Bill Belk is even supposed to have been critical of the current Chief Justice Sarah Parker of North Carolina.

Lawyer Lloyd C. Smith Jr. named as respondent, seems to have undue and unfair influence over the judges he knew so well. He felt free in the first Court under Respondent Judge Regina Parker to rant around in her Court and criticize Petitioner because my friend was the sitting Chief Justice of the State of North Carolina at that time in September 2005. Chief Justice I. Beverly Lake jr. had known Petitioner and been my friend as well as a friend of my wife.

We once went on a commercial Shrimp boat overnight in the Atlantic Ocean that had the same name as my wife but spelled with a C instead of a K called the Mary Catherine. My older brother Robert and his wife Barbara also were on this adventure. Petitioner made arrangements to rent this commercial shrimp vessel for a day and night so we could all act as crew and experience what shrimp fishermen do during their daily lives as commercial fishermen. The Captain and a couple of his crew did accompany our group of four including I. Beverly Lake Jr. who was not a Chief Justice at the time. It was during the early eighties and there were no Burdick children.

All of our wives went with us and we helped the skeleton crew work the nets and bring in hauls of shrimp and fish during the night. We paid a set fee at the time and were therefore entitled to keep the entire catch of shrimp and fish to fill our own freezers and enjoy for many months. It was the type of experience you might try once in a lifetime and then cherish the memories.

We started from the Shrimp boats port of Morehead City, North Carolina and fished all night in the Atlantic ocean before returning to home port the next day with several thousand pounds of fish and several hundred pounds of shrimp which we had been gathering from the deck as the large nets came up from the Ocean floor loaded with shrimp and fish which all of us sorted, while throwing back undersized flounder and marveling at the lifestyle of working on a shrimp boat, and living off the bounty of nature.

After we divided up our large catch of shrimp in containers to take home along with all the fish we wanted, there were still over a ton of fish, which we gave to various charities the Captain contacted who came down to the dock and collected enough fish to feed hundreds of people for free. Petitioner still has a tee shirt with an outline of the shrimp boat we were on and the name Mary Catherine in white letters on a black background.

Petitioner's wife's name is Mary Katherine. who enjoyed her ocean outing immensely, since she was raised in the desert state of Arizona with no ocean. My brother's wife Barbara, for most of the trip, was extremely seasick and stayed below deck most of the time, wondering how anybody could live like sailors who have to endure seasickness.

Another quality time I spent with my friend I. Beverly Lake Jr. who enjoyed outdoor activities took place in the early fall of 1980 when Bev Lake ran for Governor of North Carolina as the Republican standard bearer against Jim Hunt, who attended North Carolina State University at the same time I was an Air Force ROTC cadet and Commander of the Crack Air Force Drill team my Junior year and next Deputy Wing Commander of the Air Force Wing.

I also acted as Commander of Troops when we would pass in review since the Cadet Colonel was not as adept on the parade ground, though he was a brilliant academic student majoring in Aeronautical Engineering, while I majored in Wildlife Conservation and Management. The top Cadet on campus gave that duty to me, his Lieutenant Colonel Deputy.

The reason I'm mentioning the above life experiences is that it sort of ties in with another of my outdoor adventures with I. Beverly Lake Jr., we enjoyed on a Black Bear hunting outing in the State of Maine. Also, in relating some of my life experiences the honorable justices of the United States Supreme Court might better understand who I really am better than any of the lower court State District judges who have viciously attacked me and attempted to paint me as someone I am not for no valid reason whatsoever.

I, Petitioner, made many friends while working as a Wildlife Biologist for the North Carolina Wildlife Resources Commission, and during my State employment spending time in all one hundred counties. One of my close friends then, and now, is Jimmy Flowers who was once referred to in an article in Field and Stream magazine as the "King of the Bear Hunters" of the Southeastern United States, because he had been responsible for bagging hundreds of bears during a period when many Eastern North Carolina counties designated Black Bears as "varmints" that could be taken at any time of the years by any means.

I helped abolish the varmint law on Black Bears, but it was while another Game Biologist and I teamed up to accomplish a statewide Black Bear survey, that I really got to know Jimmy Flowers, whose brother Percy Flowers also was referred to in various circles as the "top bootlegger" in the Southeastern United States at that time during our State's history. I got to know Jimmy well and went on Bobcat hunts with him in eastern counties as well as Black Bear hunts that were always enjoyable because Jimmy Flowers is a colorful character, with a vast knowledge of wild animals, especially Black Bears.

He had a hunting lodge and several thousand acres of land he could hunt bears in the State of Maine. So I introduced I. Beverly Lake Jr. to him and Jimmy invited the two of us to hunt Black Bears with him and a few of his many friends in Maine. Bev Lake and I rode in his car up to Maine to spend a few days with Jimmy in his lodge during early fall of 1980.

We were in a river bottom in Maine on the edge of a huge corn field that looked to be several hundred acres in size and Jimmy Flowers was casually holding his rifle pointed to the ground resting in his right arm, while listening to his bear dogs in the distance. A monster of a bear suddenly came crashing out of the corn field straight at Jimmy, the King of Southeastern Bear hunters. This huge strong man instinctively knew he was being run over by a bear and he only had time to raise his rifle in his right hand and pull the trigger as the massive bear fell on him chewing at his shoulder as she died. I was not sure if the bear attacked Jimmy, or simply ran over him. Jimmy was "paler than usual" for the nest couple of days from this close encounter of a bear that weighed over 350 pounds.

I had heard hundreds of hunting and fishing tales from sportsmen over the years, but nobody could top Jimmy when he described some of his up close meetings with Black Bears. The one where he shot a yearling bear of about a hundred pounds and then shot another about the same size, before the mama bear much bigger than her large yearling offspring, charged him as he was backing up and falling over a log backwards. Jimmy fired the last bullet in his gun at the big bear before falling flat on his back on one side of the downed tree, while the big bear took her last gasps for life just inches from his feet still hanging on her side of the log he had backed over. He had killed three bears in about that many seconds and lay on his back with an empty gun.

According to Jimmy who would spin the yarn of his encounter of the Maine Black Bear that was on top of him chewing at the shoulder of his hunting coat when it died: "Thar's as close as I ever come to being et up by a barr"!

The Black Bear that had almost eaten up our rustic host in the wilds of Maine, was skinned and Jimmy gave me about fifty pounds of the meat .My wife and her sister Edith devoured most of our bear meat with relish, over several weeks as if it was the best meat they had ever eaten.

The bear skin, complete with head was given to Beverly Lake Jr. who Jimmy Flowers took quite a liking to after spending days and nights spinning yarns in the lodge while eating chunks of bear meat that were always hot in the crock pot twenty fours a day in the hunting lodge. I remember how Jimmy made his campaign contribution to Bev as we were leaving Maine, "here Governor, you take this and make a bear rug and put it on the floor of the Governor's mansion when you get elected". Democrat Jim Hunt won the election in 1980, but later in another Statewide election, I. Beverly Lake Jr. was the first Republican in our State's history to ever be elected Chief Justice of The North Carolina State Supreme Court, and he'd probably still be there as he was in 2005, during my encounter in Judge Regina Parker's Court, except that the Democrat controlled General Assembly, passed a Statute requiring the Chief Justice of the State Supreme Court to retire at age seventy two. I once asked Bev, why he didn't fight the absurd law as "clearly being age discrimination"? He smiled and said, "I'm about ready to try something else anyway".

I didn't know when I walked into the Martin County Courthouse to plead my custody rights in front of Judge Grimes as the Arizona Judge had ordered, I would instead confront Judge Regina Parker, a Black female judge with a reputation among law enforcement officers as well as other county officials as being a female "Jessie Jackson" who was "biased against white men". If I had known that at the time, as well as known what type of dictatorial judges all the four judges in the Second Judicial District of North Carolina are, I'd have insisted on jurisdiction being in Arizona, or anyplace, rather than the Second Judicial District of North Carolina.

My Attorney Steve Rader was a Republican who had once run for the State Senate and that's how my wife and I first met him, while visiting the Phosphate mining facility in Beaufort County, when Steve walked up, handed us his card and started talking politics. I could tell he was smarter than most people in elective office, or for that matter most lawyers I'd ever met, other than Bev Lake. I didn't know then what I know now, that the four judges in the Second Judicial District didn't consider him part of their fraternity like they did "Attorney Lloyd C. Smith Jr., who always wrote their Orders and Judgments for them, because as far as I've been able to learn, they almost always ruled in his favor.

I don't know yet whether Regina Parker was purposely scheduled to be the presiding judge by some chicanery, on the part of Lawyer Smith with Chief Judge Grime's approval or not, but I learned that it's sort of haphazard who the judge is on any case like mine, which has been heard over four years by all four judges instead of the same judge sticking with the same cases he or she already knows a little about.

Respondent Lawyer Smith is always there to bring the judges up to date with the false case history he actually wrote for any pervious judges, and that's the problem. Respondent Lawyer Smith knows these judges, talks to them frequently, has access to them by telephone, and discusses cases, in and out of court. This unethical Respondent Lawyer Smith especially obviously influenced the judges concerning my case outside of court proceedings, and even manipulated decisions of the judges, who had to be aware it was not proper, in and out of court.

Petitioner's lawyer Steve Rader was pretty much ignored by the judges, and hadn't handled nearly as many cases like mine, as had Respondent Lawyer Smith, who has a reputation, I learned too late, of being the "best lawyer in Eastern North Carolina to destroy a client's spouse, turn him into a "monster" by making false allegations against him. Respondent Lawyer Smith could get his judge friends to order full custody of any children to his client, and steal everything his client's spouse owned by having the court illegally award all or most of it to his client. This Respondent Lawyer Smith did not hesitate to utter false charges in court, and in every document he prepared for the Respondent judges to sign against Petitioner. Pastor Ellis, a longtime friend of the Petitioner, who knows the Burdick family well, concluded about Respondent Lawyer Lloyd C. Smith Jr., "He has no conscience". Petitioner certainly agrees with that assessment from his Pastor friend.

That's essentially how a woman described Lawyer Smith when she told me he represented her for twenty thousand dollars to destroy her former husband. When she learned he was representing the other side in my case, she indicated she didn't think there was any way anybody could win in this area of the state if Lawyer Smith was representing the other side. Though she bragged about how he had won for her, she assured me he would do anything to punish me and ruin my reputation, no matter about the truth, if his client paid him enough money, and he'd even get the judges to make the other side pay his legal fees instead of his client. This woman, who confided in me information about lawyer Smith, had married three times and her current husband had been married four times with her being his latest wife. I had contracted with her husband to do work for me, and that's how we came to discuss why she knew Respondent Lawyer Smith so well. Lawyer Smith, had "plotted" with her, during her unduly successful court action, against one of her previous husband

I learned to my horror that my expecting objective treatment in front of any judges being manipulated by Lawyer Smith was not going to happen. Lawyer Lloyd C. Smith Jr. would write their Orders and Judgments and the Judges Parker, Grimes, McLendon and Paul would sign them as if Respondent judges had actually written the distorted Orders and Judgments themselves. Respondent Judges signed documents prepared for them by Respondent Lawyer Smith, even though said documents were filled with fraudulent untrue assertions. A court case file would be established over time that would literally destroy Petitioner's reputation and credibility, so that anyone, who didn't know Petitioner, who read the warped court record later, completely falsified by Lawyer Smith, would believe the fraud, especially since a Judge's signature confirmed the "Findings of Facts' to be accurate, even though such so called "Facts" were not "Facts" at all.

The counterfeit court record about my case is a complete hoax, and every Order and Judgment in it a fabrication of invented false assertions designed to punish, insult and malign a good parent and citizen who has done no wrong, despite the slander in court documents signed by Respondent judges. It's a classic example of what "miscarriage of justice" means.

Lawyer Smith was "quick out of the gate" in the first temporary custody Trial under Judge Parker, with his criticism of me for having a friend like Chief Justice I. Beverly Lake Jr. , whose Dad was a "sseeeeeggggggrrrreeeegaaaationissst". Yes he insulted the late father of I. Beverly Lake Jr. who had also served as Chief Justice of the North Carolina State Supreme Court as a registered Democrat. Chief Justice I. Beverly Lake Sr. authored law books being used at Wake Forest University. and had run for Governor twice. The Lake family in North Carolina is well known, and much beloved by State residents who respected both I. Beverly Lake Sr. and I. Beverly Lake Jr. as great Statesmen, as well as great Chief Justices of the N. C. State Supreme Court

Why then did Lawyer Smith attack me by attacking my friends in a family court hearing over custody? Respondent Lawyer Smith did it because he knew Respondent Judge Regina Parker was biased, and he played the "race card" to incite her bias. The honorable Judge Regina Parker confirmed her bias, by never reprimanding Lawyer Smith for his insults directed at the sitting Chief Justice of the North Carolina State Supreme Court at the time Lawyer Smith was ranting against Chief Justice Lake Jr. and and his deceased Dad, Chief Justice Lake Sr. in biased Respondent Judge Regina Parker's Court. Respondent Lawyer Smith even ranted against a "German Socialist Party" which I know nothing about and am certainly not a member, in Regina Parker's "custody hearing" court.

The two Lake family Chief Justices were not present and the issue was a family court hearing, not a place to debate my not being a good parent because two distinguished Chief Justices were my close friends. Anyone who doubts my description of what went on during this family court hearing, can simply listen to the tapes of court proceedings or read the transcriptions of said tapes. Respondent Lawyer Smith was reciting unrelated propaganda during what was supposed to be an objective custody hearing.

The double standard here is so evident when District Court Judge Bill Belk was subjected to a day long hearing in Raleigh recently, to "get rid of this elected judge" because he had violated a canon rule to never be openly critical of another judge, especially a Chief Justice. Judge Bill Belk has been accused of being critical of Sarah Parker, current Chief Justice, after the Statute required Chief Justice Lake to retire.

This same so called Judicial Review Commission does nothing to discipline judges like Respondent Judge Parker and the other Respondents Judges Grimes and McLendon who really are unfit power abusing judges. It's a double standard, not based on the actions of any of the judges as it is party politics and individual bias against certain parents, which should have no place in family court.

Respondent Lawyer Lloyd C. Smith Jr. Smith went even further in his charade against Petitioner by holding up a book I had never seen before in front of the judge and then poking the same book in my face as if I was somehow connected to it, because it was apparently an anti-public education book, and I was at the time home schooling my oldest daughter. He did this to ridicule me and incite Judge Parker that I was not properly educating my children and keeping them out of the public schools because of Black teachers and a majority of black students being in the public schools. In the first place, I am well qualified to teach my children having taught Math and Science with a graduate teaching certificate to teach any Math or Science course.

Plus, I have been a Department Chairman, a Professor of Natural Resources, and started the first Fish and Wildlife Program in the 58-member Community College system in North Carolina, while teaching in three colleges in two states. I'm far more qualified to properly educate my children than any of the Respondent lawyers or Respondent judges who unjustly criticize Petitioner and commit fraud to destroy Petitioner's outstanding record as a loving parent and outstanding citizen.

It's a racket that traumatizes children and mistreats parents who have done no wrong while lawyers get rich off of manipulating the Court proceedings utilizing perjury and fraud to abuse good parents and thereby abuse their children. The United States Supreme Court should get involved and immediately correct this horrendous miscarriage of justice.

In the meantime, I'm asking for a Federal Trial in front of a jury to confront my evil tormentors and make them publicly admit to their crimes of suborning perjury, fraud, extortion, slander, and illegally stealing land. Shouldn't the United States Supreme Court support the clear protections, and equal treatment rights, in the Constitution, when no other judges in State or Federal Courts have the integrity, understanding, and courage to do what should be their duty?

In the interest of family values, reducing divorce, freeing innocent children of being traumatized, and in the process, making our Nation more free and safe, I look forward to pleading my case in person should the most honorable Supreme Court judges invite me to speak to them in person, to plead my logic and display my love for Petitioner's stolen children.

IX. CONCLUSION

Petitioner requests a Federal jury trial and oral hearing before the Honorable United States Supreme Court, and whatever other rulings the Honorable Supreme Court in it's collective wisdom, will reform family court proceedings in the United States.

The petition for a writ of certiorari should be granted.

Respectfully submitted,

George E. Burdick

Petitioner

Date: January 4, 2010

APPENDIX

Page

1.. CASE NO. 4:08-CV53. Complaint was filed in the Federal District Court of North******* App.1 Carolina on April 9, 2008.

2. July 7, 2006 letter to Judge Grimes from my Attorney Steven P. Rader. who informed Judge Grimes he was not following his own rulings on** App. 16 Tapes and Lawyer Smith's antics showed "pattern" of unlawful denial off a father's custody which "greatly concerns" Petitioner's Attorney Rader..

3. North Carolina Federal District Court granted Order and Judgment to dismiss Complaint in ***** App.17 Case NO. 4:08-CV53 on November 17, 2008.

4. North Carolina Federal District Court denied Motion To Reconsider The Order in CASE NO. ** App.19 4:08-CV53 on January 22, 2009.

5. CASE NO: 4:08-CV53 was appealed to U. S. FOURTH CIRCUIT COURT OF APPEALS. *** App,20 and was designated CASE NO. 09-1216.

6. U. S. .FOURTH CIRCUIT COURT OF APPEALS CASE NO:09-1216 had Appeal***** App.23 denied in an opinion dated June 5, 2009..

7. Motion to have CASE NO. 09-1216 heard EN BANC by U.S. Fourth Circuit Court of **** App. 24 Appeals was denied on July 31, 2009

8. MOTION FOR WRIT OFCERTIORARI filed in the UNITED STATES SUPREME COURT on October 27, 2009 and updated .copy of WRIT OF CERTIORARI with docket fee, on January 4, 2010.

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF NORTH CAROLINA

NORTHERN ***DIVISION***

GEORGE E. BURDICK	)	
v.	)	NO.
	)	COMPLAINT
PRITCHETT & BIRCH, PLLC, LIOYD C. SMITH JR., REGINA PARKER, SAMUEL GRIMES, AND CHRISTEPHER B. McLENDON	)	

Plaintiff resides at:

TUPELO RANCH , 980 Prison Camp Road, (SR 1142), Martin County,

North Carolina, P.O. Box 130, Stokes, North Carolina 27884-0130.

Defendants' names and addresses, if known.

Judge Regina Parker, P. O. BOX 1132, Williamston, N. C. 27892 Telephone (252) 792-7342 and (252) 792 2660.

I. Judge Samuel Grimes, 112 West 2nd Street, Washington, N. C. 27889 or Post Office Box 1297, Washington, N.C. 27889 Telephone (252) 946 1210.

II. Attorney Lloyd C. Smith, Jr., Post Office Drawer 100, Windsor, N. C. 27983 Telephone (252) 794-3161

V. PRITCHETT & BURCH, PLLC, Post Office Drawer 100, Windsor, N. C. 27983 Telephone (252) 794-3161

V. Judge Christopher B. McLendon, P. O. Box 1403, Washington, N. C 27889. Telephone (252) 946-2660

Jurisdiction in this case is based on:

SOME SPECIFIC RELEVANT FACTS:

Amendments in the "Bill of Rights" protect Plaintiff's rights in the Federal Constitution and have been violated by the Defendants. Following underlined portions of Amendments are relative to one or more violations by all Defendants. **AMENDMENTS.** ***Bill of Rights December 15, 1791.*** **Article I. Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech or of the press; or the right of the people peaceably to assemble, and to petition the government for redress of grievances.**

Article IV. The right of the people to be secure in their persons , houses, papers, and effects, against unreasonable searches and seizures, shall not be violated; and no warrants shall issue but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the person or things to be seized.

Article V. No person shall be held to answer for a capital or otherwise infamous crime, unless on a presentment or indictment of a grand jury except in cases arising in the land or naval forces , or in the militia, when in actual service, in time of war and public danger; nor shall any person be subject for the same offense or be twice put in jeopardy of life or limb, nor shall be compelled in any criminal case to be a witness against himself; nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use without just compensation.

Article XIV. ***July 28, 1868*** **Sec. 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States, and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any citizen of life, liberty, or *property* without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws.**

All Defendants have violated one or more of provisions within the above Amendments to our Federal Constitution. Irrefutable evidence will be illustrated in the following and future motions, presentations, and already filed exhibits. in State District, Appeal and Supreme Courts of the State of North Carolina. **Plaintiff has been denied justice guaranteed in the Federal Constitution by fraudulent actions of the Defendants listed, which clearly violated Plaintiff's rights under requirements for justice contained in provisions of the above cited Amendments in our "Bill of Rights"**

CIVIL RIGHTS

It should certainly be a civil right of a father to have access to his children, especially a devoted and caring parent like Plaintiff, who has been the primary caretaker of five wonderful children until August of 2005, when a stressed and mentally confused wife, aided by meddling in-laws, stole the children, and while lying to Plaintiff, drove them over 2500miles out of State.

Plaintiff secured a local Attorney Steve Rader, who secured a Temporary Custody Order and traveled to Arizona. Plaintiff hired an Arizona Attorney Rena Selden, to represent him in the Arizona Courts. An Arizona State Court Judge awarded him custody and ordered Father and five children back to the jurisdiction of the North Carolina Judicial System. The family had been living together and Plaintiff had been taking care of his children on a daily basis, while Plaintiff's wife, and

Defendant in the custody dispute, who had abandoned her husband because of unsatisfactory performance in her Federal employment, which she kept secret, that was causing her stress, and her abuse of several mind-altering prescription drugs. The effects of Postpartum syndrome stress was also a factor which resulted from her having major medical complications when our twin girls were born on July 7, 2001. Justice was never received in the North Carolina Second Judicial District by Plaintiff.

Case 05-CVD-406 was a sham from day one because Judge Regina Parker was manipulated in such a manner by Attorney Lloyd C. Smith Jr., that even **Judge Parker's temporary custody bench Order was never properly implemented and Plaintiff never received custody of his five children as Judge Parker had ordered during the first following Thanksgiving school holidays.** In fact, Judge Regina Parker never even signed the bogus Order, created by Lawyer Smith, until December 29th, 2005, over three months after her Bench Order was recorded and over one month after Plaintiff was supposed to have received custody of his children during November of 2005.

Plaintiff's Attorney Steve Rader cited Defendant for Contempt of Court, but Attorney Smith conspired with Judge Parker to change her Order, after it was clearly violated by Defendant, however, contempt charges were never enforced, and Plaintiff never received any custody of his children to make up for what was intentionally stolen from him, by the antics of Lawyer Smith with the belated approval of Judge Parker. Plaintiff believes that Attorney Smith actually told Defendant to violate the legal Bench Order of Judge Parker and assured her he could pretend it was an honest mistake and get Judge Parker to change it later. Plaintiff's Attorney Steve Rader alluded to just such fraudulent trickery being played out by Attorney Smith who seemed to exude confidence that he could control and manipulate Judge Parker.

This is just one of many examples of a collusion between Judge Parker and Attorney Smith to deny Plaintiff justice to which he was entitled as a great father who had been primary caretaker of all five of his children since their births and had spent more total time taking excellent care of them than anyone else, including their mother. Plaintiff was primary caretaker all the years before they were stolen from him by his mentally confused wife and her insanely jealous mother. Attorney Smith, once he recognized the stress and mental confusion of his client, Defendant and Plaintiff's wife, assumed mind control over her because of her obvious vulnerability, and was instrumental in dragging out the custody battle for his own financial ill-gain as well as convincing the Defendant he could win everything for her by destroying Plaintiff..

Plaintiff does not believe Defendant would have committed a felony by breaking into his house and staging misleading pictures to use against him in Court except for Attorney Smith urging her to do so. All along Defendant has been the one needing a mental evaluation, so Attorney Smith upstaged that obvious conclusion, by conspiring with Judge Grimes to make a Mental Evaluation and a physical examination an add-on requirement to Plaintiff's receiving custody as ordered by Judge Grimes for the summer of 2006.

Plaintiff complied fully with these unjust add-on requirements engineered by Attorney Smith but then Attorney Smith added on more requirements with Judge Grime's acquiescence, while ignoring protests from Plaintiff's Attorney Rader that it was illegal. Lawyer Smith insisted on seeing the privileged information between the Psychologist, who had given Plaintiff a clean bill of health and stated he saw no reason to deny him the care of the children he had already been taking care of most of their lives. Plaintiff had nothing to hide and so gave up his right to privacy with his Doctor thinking that was the last hurdle to overcome to receive the custody Judge Grimes had ordered and to which Plaintiff was entitled. Plaintiff's Attorney was attempting to get Judge Grimes to abide by his Order when he wrote the letter I have attached as ***FEDERAL EXHIBIT A, which illustrates a*** "pattern" of manipulation of local District Judges by Attorney Lloyd Smith Jr.

Judge Grimes' own Custody Order has never been followed or enforced by Judge Grimes. Not in 2006, not in 2007 and to date not in 2008. That's why he is guilty of Child Abuse for keeping the children prisoners and away from their father. Judge Grimes is also guilty of denying Plaintiff his Civil Rights as well as "cruel and unusual punishment" on Plaintiff who has committed no wrong. When I attempted to discuss my denial of custody during the so-called Administrative Court Hearing in January, 2008, I asked Judge Grimes about his Order that had never been obeyed and he said "I can't discuss that case with you".

. It's unbelievable that a Judge can be so cruel and so dishonorable with **Impunity! All one has to do to see the collusion between an unscrupulous Attorney and incompetent, immoral Judges is read FEDERAL EXHIBIT A, written by my attorney to Judge Grimes. Judges Grimes and Parker should be fired for flagrant Child Abuse! They certainly violated Plaintiff's Civil Rights as a parent!**

The acts complained of in this case concern:

The Law Firm of PRITCHETT & BURCH, PLLC for which Attorney Smith works, three North Carolina District Court Judges, and Attorney Lloyd C. Smith Jr. are all guilty of violating Plaintiff's Civil Rights and Federal First and Fourth Amendments Constitutional Rights because of Fraudulent conspiracy to do harm to Plaintiff's children, (CHILD ABUSE), and attempts to take Plaintiff's property by violating Plaintiff's First Amendment rights under the Federal Constitution, and ignoring State and Federal Laws, while allowing Orders, (both Bench Order and Written Orders), issued in State Courts to be changed outside of Court and/or totally ignored by an Attorney, (Lloyd C. Smith Jr.). who manipulates their Courts and invents Orders of his own.

Defendants have conspired in denying Plaintiff his parental rights, and other Civil Rights, while illegally invading and attempting to take Plaintiff's solely owned property without any compensation whatsoever, and other immoral, illegal and fraudulent acts, while acting INDIVIDUALLY AND COLLECTIVELY TO DENY plaintiff his parental and property constitutional rights. The issues involved with these Defendants can only be adequately and properly addressed in the Federal Courts.

Defendants have so corrupted the North Carolina Judicial System that Plaintiff has not received any objective hearings under any of the listed Defendants who practice their own brand of law without regard to actual laws, rules or objective judgment. **Plaintiff has not even been allowed to speak, present evidence, or comment, on relevant issues before their Courts, even when acting pro se as his own attorney.** Prior to that, when Plaintiff was represented by an Attorney, who later moved to Europe and had to withdraw from Plaintiff's case,

Plaintiff's Attorney was not allowed to comment about or correct false statements inserted into orders written by Attorney Smith and signed by these three Judges as their own false statements. Some specifics on each Defendant follows, but the Court case file regarding Plaintiff's complaint and quest for justice is replete with hundreds of pages outlining the wrongs of the five Defendants who are a disgrace to the State Court in which they operate, and a real threat to every citizen who is affected by their fraudulent acts and evil usurpation of power.

The Federal Courts need to correct the crimes of the Defendants because the North Carolina State Bar and The North Carolina Judicial Review Commission have acted like "toothless tigers" in correcting their wrongs and so-much justice has been denied for so many months, and now, years, the North Carolina Appeals Court and the North Carolina State Supreme Court appear reluctant to correct despicable wrongs of these lower Court lawyers and judges apparently for "politically correct" reasons. rather than lawful, Constitutional or just reasons!

The North Carolina Bar has been investigating the wrongdoings of Attorney Smith and Plaintiff was recently informed by a member of the Bar that Attorney Smith's case would go before a grievance committee in the near future, but it has been too long getting to this point with no guarantee of justice, **that makes a Federal injunction necessary at this time.** Plaintiff can not wait for Attorney Smith and the three ruthless Judges who have mishandled this case, to steal everything plaintiff owns. **These three Judges have already committed horrendous crimes, including Fraud and not allowing Plaintiff to speak or present evidence in Court, (First Amendment to Federal Constitution violation), and now the threat is to Plaintiff's exclusively owned property (Fourth Amendment to Federal Constitution violation).**. Plaintiff has supplied hundreds of pages of documents and detailed complaints to the North Carolina Judicial Review Commission pertaining to the three Judges who have failed to deliver justice.

A recent discussion with the Executive Director, Mr. Ross has led Plaintiff to believe this is a powerless oversight entity that can not reverse any Judges bad rulings and are extremely reluctant to censor or reprimand Judges no matter what they do. Plaintiff believes this organization exists largely to receive complaints and allow citizens who have been abused by bad judges to vent their feelings without anything ever being done to correct the wrongs. Plaintiff was told they can not change a Judge's bad Orders or rulings so it's obvious this State oversight group can not and/or will not correct the wrongs committed against Plaintiff's parental custody and private property rights.

Plaintiff's only relief to stop the ongoing injustice he is suffering has to come from an injunction issued by the Federal Courts. Plaintiff has sought relief from all levels of State Courts and every related agency available to him. None of them have responded to date except to offer too little too late to stop the injustice. The North Carolina State Supreme Court could correct the situation but Plaintiff could lose everything before that Court acts **without immediate interference in the form of an injunction from the Federal Court system.** Higher State Courts and/or oversight regulatory agencies in place to correct wrongs, like those committed by Defendants, apparently are embarrassed by the magnitude of judicial corruption, or don't want to admit that such mean and greedy swindlers, who actually conspire to deny citizens justice, like the five Defendants, are infesting lower Courts.

The evidence however, is irrefutable for any objective and impartial observer, or Federal Judge, who will feel it his or her duty to analyze these clearly Federal Constitutional issues. **The Courts are supposedly in existence for citizens to seek objective justice and should not be used to persecute honest citizens** ***Plaintiff will assist in any endeavor to rescue some measure of justice left in the ruinous wake of these five arrogantly dictatorial Defendants. Judges Parker, Grimes and McLendon are absolutely guilty of denying Constitutional Rights to Plaintiff and ignoring Plaintiff's Civil Rights. Attorney Smith, personally and the law Firm PEITCHETT & BURCH, PLLC seem bent on a vendetta to destroy Plaintiff as a good father and go far beyond the scope of practicing law in court and get into the realm of making their own law and "inventing" alleged incidents or facts that do not really exist to use against Plaintiff. Unfortunately, the above three Judges have endorsed, supported, and adopted the lawlessness of Attorney Smith and the Law Firm PRITCHETT & BURCH, PLIC by signing the miscreant Orders produced by Attorney Smith and the PRITCHETT & BURCH, PLIC Law Firm.***

I seek the following relief:

1. **FULL CUSTODY OF MY CHILDREN for at least the next three years starting no later than June 15, 2008.**

2. **AN INJUNCTION preventing Judges Parker, Grimes, or McLendon from having any further authority to make rulings, issue Orders or participate in any manner, in this case No: 05-CVD-406 (Martin County District Court), COAP07-801 (NORTH CAROLINA STATE COURT OF APPEAL), or NO. 556P07, (SUPREME COURT OF THE STATE OF NORTH CAROLINA)**

If there is division of property or assets that can not be distributed agreeably between Father and Mother of five Burdick children, then a different Judge from the three guilty of the injustice described in this Federal case should handle it This case should be adjudicated in a different North Carolina venue, or under Federal Court jurisdiction and supervision. Plaintiff leaves everything to his family in his will anyway and simply wants to keep the wildlife refuges and ranches he has worked all his life to acquire, intact, and not be subjected to the ravages of a greedy and dishonest lawyer like Attorney Smith or others in his law firm, who manipulate the local Judges. These Judges apparently almost always rule in their favor, no matter how far astray they go of the law, objective justice, and the truth.

3. **RETURN OF THE LEGAL FEES Plaintiff was ordered to pay by Judges, Grimes and McLendon, at Attorney Smith's request, without consideration that Plaintiff has to pay mortgages, taxes, and expenses to take care to the family's heritage on a Social Security check, while Plaintiff's former wife contributes nothing, though her salary in the career in which her husband supported her all their marriage, is over $90,000 per year.**

When Judge McLendon, who had never met Plaintiff, yet ordered, at Attorney Smith's request, that Plaintiff had seven days to pay Lawyer Smith's outrageous legal Fees of approximately eight thousand dollars, or go to jail for contempt, I knew the North Carolina Judicial system was badly in need of reform. First of all, I had broken my ankle just two days before that Court session and had requested a continuance.

Secondly Judge Mclendon knew very little about the case except for the lies he was told by Attorney Smith, and had never met or written a letter to Plaintiff and refused to talk to Plaintiff over the telephone, despite the fact that I no longer had an attorney at the time (my former Attorney Steve Rader had recently withdrawn from his cases and moved, with his European wife, to Europe. The arrogance and unmitigated abuse of power flaunted by Judge McLendon was a shameful insult to all honest judges. There was absolutely no justification for such unbridled raw punishment being meted out to someone like Plaintiff, whose only crime in this entire episode is a determined resolve to do my duty for my family, and continue to believe truth will win out in the end

4. **ONE MILLION DOLLARS FROM EACH OF THE FIVE DEFENDANTS, Judges Parker, Grimes, Mclendon, Attorney Smith and collectively the Law Firm of PRITCHETT & BURCH, PLLC.**

How much are the daily hugs I used to get from my five children worth? I had rather have the daily love from my five children, that has been denied me by the mean people above, than be paid a sum equal to the National Debt. No sum of money I might recover from those like the above, who destroy families for profit, will replace the last three years of my life. I can never enjoy those lost days, weeks, months, and years being with my children, during their ages when they have been stolen from my loving arms. Any person who keeps my children from me while sanctimoniously pretending they are practicing law or delivering justice is absolutely guilty of Child Abuse.

What did my children do wrong or what did their father do wrong to deserve such cruel punishment? Absolutely nothing! Too many lies were told in Court by too many people and though some witnesses told the absolute truth, like Pastor Brown, who knows me and my family better than any other witness who was on the stand, and totally supported me.

Pastor Brown and his wife were saddened, and didn't want to believe the Judges themselves, Parker and Grimes, lied and did not enforce their own unfair orders. He and his wife raised ten children of their own, and watched me taking care of mine in Monroe Valley Pennsylvania, where his church is situated on the side of a mountain overlooking the valley below. We attended his church and then during the week I took our children to the church playground to use the outdoor recreation playground equipment while my wife was gone, driving around her circuit all day.

I was the stay-at-home Dad supporting her career while paying others to take care of my ranches and livestock enterprises in North Carolina. Attorney Smith prepared a form which my wife signed that stated it didn't happen like that. .He made the case to Judge Parker, supported by Defendant's lies that I never took care of my children on a daily basis. Judges Parker and Grimes didn't listen to Pastor Brown, because to do so would have meant going against the lies fabricated by Attorney Smith. .Lawyer Smith had blurted out in open Court that my best friend was I. Beverly Lake Jr.,. whose Dad, I. Beverly Lake Sr., was. a Seeeggggggggrrreeeegaaaationist.

Did Judge Parker reprimand or admonish Smith for interjecting politics and attempting to stir up her racial bias in a custody case? Of course not, never mind that my friend Bev Lake Jr. was sitting Chief Justice of the North Carolina State Supreme Court at the time. My Attorney objected, but it didn't do any good, Attorney Smith had the floor and was running the Black female Judge Parker's Court, and so she believed those who told lies, because she wanted to believe lies about me, as an excuse to take my children. It was all part of Smith's plan from the very first to tell lies, like I was a "racist", and divert attention away from my being a loving and dedicated husband and father.

Lawyer Smith even marched up to me at one point in his accusatory questioning with a book in his hand, which he poked it toward the Judge before holding it out near my face. It was obviously an anti-public education book, from its cover, but I had never seen it before. He didn't care just as he didn't care when he mentioned the "German Socialist Party", while asking questions designed to connect me to such a party. I truthfully stated I had never seen the book he was waving around before me, and had no idea what the organization he tried to associate me with was about.. I was certainly no member as he seemed to imply... Judge Parker allowed Attorney Smith to rant and orchestrate in her Court, even though his theatrics were not remotely connected to the truth or the issues before the Court.

When Attorney Smith wrote the long Order, replete with numerous' "inventions" and lies, Judge Parker finally signed it over three months later and it was a creative writing, that was far different from what's in the tapes and transcriptions Plaintiff had made of the Court testimony of witnesses. My chances at receiving any objective rulings or Orders in the future were doomed. by Attorney Smith's first drafted Order, which contained his insulting comments about Plaintiff and fabricated "false facts" never even discussed in Court.

Judge Grimes in later deliberations wasn't interested in the truth either. Attorney Smith told him what to do, wrote a lengthy Order full of lies and misrepresentations which Judge Grimes signed. Judge Grimes couldn't get to the elected Republican Chief Justice of the State Supreme Court, but he could certainly "stick it to" one of his friends.. Judge Grimes "rubber stamped" all the mistakes made earlier by Judge Parker and even added several horrendous ones of his own.

Judges Grimes informed my Attorney Rader, who was frustrated at the way the Judges were ignoring the facts and allowing Attorney Smith to make up all kinds of misrepresentations and falsehoods in the preparation of the Orders he drafted for them to sign. Judge Grimes had promised my Attorney Steve Rader that he could review the draft Order by Smith before Judge Grimes signed it to suggest changes and/or corrections. Judge Grimes made that commitment, but he didn't keep it, as my Attorney pointed out in a motion to the Court in which he informed all these Judges that Attorney Smith was guilty of "inventions" in the Orders he wrote that had nothing to do with what actually went on in the courtroom.

The Judges signed them anyway, while not giving Plaintiff's Attorney an opportunity to register any corrections to Attorney Smith's numerous false assertions.. Judge Grimes signed the Order without allowing my attorney or me, the Plaintiff to have any input. Judge Grimes also allowed Attorney Smith to amend his Order outside of any Courtroom proceeding with additional requirements imposed on Plaintiff for no just or reasonable reasons.

One was that I was required to take a Physical examination and mental evaluation as a prerequisite to gaining custody during the summer of 2006 as had been granted in Judge Grimes Bench Order. If either party in this Court proceeding needed a Mental Evaluation, it was the Defendant who had been voluntarily going to a Psychiatrist, because she was under stress for being reprimanded numerous times for not properly performing her duties. Copies of numerous letters, phone calls, and e-mails over two years prior to her crazy exodus proved the fact, that I wasn't really her problem. .

Defendant had been submitting incorrect expense accounts and travel vouchers, plus taking mind-altering Prescription drugs and endangering our twin daughters by nursing them while taking said Drugs which she was specifically forbidden to do by the instructions from the drug manufacturers, Doctors and Pharmacists.. Judges Parker and Grimes ignored all this, and Judge Grimes at Attorney Smith's urging, added on to his Order a stipulation that Plaintiff pass physical and mental tests. Plaintiff did successfully accomplish everything asked of him long before my rightful custody under his absurd Attorney Smith "invented" additions to the Order, but astoundingly, then Judge Grimes never required or allowed his Order to be carried out.

Note again FEDERAL EXHIBIT A which clearly shows the injustice that has been heaped on Plaintiff by judges who allowed themselves to be manipulated by a crooked lawyer like Attorney Smith. Judge Grimes' Order has never been implemented since it was signed, not in 2006, 2007 or to date in 2008. **Even if I received due process in securing the Court Orders, since they were never carried out, I never really received due process as guaranteed under the Fourteenth Amendment to our Federal Constitution. Plaintiff never received the Court ordered custody of his children, because this evil Lawyer was manipulating incompetent and obviously biased Judges.**

My Attorney Rader kept trying to reassure me, the Plaintiff, that surely we would find some pretense of justice under a different Judge like Judge Paul, who was far different and more objective than any of the others. Plaintiff was flabbergasted that any Judge could be given such unbridled discretionary power to ruin lives and destroy families.. All judges should be objective and leave their politics and prejudices outside the courtroom, especially when they assume the power to tear children out of the arms of a loving parent forever for absolutely no legal, valid, or moral reason. In addition to that, no Judge can gain sufficient wisdom from a Lawyer-controlled courtroom atmosphere about what really was at play in a family, The truth is often ignored in a courtroom.

How arrogant of any Judge to pretend he or she knows more about the wholesome well- being of children under the care of a loving parent like Plaintiff!. It was a sham presented by the unscrupulous Lawyer Smith, which a competent and honest Judge should have recognized immediately, but in a Courtroom atmosphere, the First Amendment to our Federal Constitution is apparently thrown out the window, while injustice is allowed to prevail and a truly great parent made into something he is not, on the basis of lie after lie by witnesses, but in this case 05-CVD-406, also falsehoods, misrepresentations and lies by Judges and a manipulative Lawyer working for an expensive local Law firm that rarely, if ever, is ruled against by these local, friendly to them, Judges they know so well.. . .

Believe it, or not, the above is but a brief synapse of all the wrongs committed by the above three Judges Parker, Grimes and McLendon in this case. It's just the tip of the iceberg and one reason Plaintiff has submitted hundreds of pages protesting the theft of his children who have effectively been stolen from his loving arms for almost three years, while biased and hateful dictatorial judges assist a totally immoral lawyer and law firm in not only stealing his wonderful and innocent children, but also now, his solely owned as well as jointly-owed, property, while ignoring his Constitutional rights and his Civil Rights under Federal jurisdiction.

An injunction must be ordered by the Federal Courts to allow time to establish the truth about this miscarriage of justice in a disreputable North Carolina "kangaroo court". The North Carolina State Bar, the North Carolina Judicial Review Commission, the North Carolina State Appeals Court and the North Carolina State Supreme Court, which no longer has Plaintiff's friend as Chief Justice, are apparently all reluctant to believe the truth about how shabbily a parent has been treated by lower Court Judges who are so easily manipulated by a crooked lawyer working for a local law firm that rarely. if ever, loses when it sets out to destroy a great and truthful parent. Plaintiff is supported by family pastors and others who truly know him but effectively framed by bogus "facts" , "lies" and dishonest courtroom "antics" that have nothing to do with his being a loving parent to five children who have been kept like brainwashed prisoners due to the abject failure of the North Carolina so-called "Judicial System".

Plaintiff prays the United States District Court, after granting an injunction to bar Defendant Judges from further participation in this case, will conduct a thorough and objective investigation and reunite these children with their loving father who deserves their daily hugs again after three years of both parent and children's lives have been lost forever. Only the Federal United States District Court can halt this obvious child abuse and parental torture from continuing, by protecting the Constitutional and Civil Rights of Plaintiff. Plaintiff has been doing his duty as a devoted father and husband while insisting that he too deserves to receive justice and be treated with respect .while he exercises his God-given right to raise his children.

This good parent, who knows his family better than any Judge, wants to instill in his five children wholesome values, which he exhibits in his life, that are so lacking in his accusers.

Those who have attempted, (for money and sick power usurption) to portray him as something totally different from the great and honest person he is, and has always been to his family, should be ashamed instead of gloating over their unforgivable misdeeds.

I'm hoping the Federal Courts will do what the State Courts didn't have the courage or possibly full understanding of this complex battle to do. Deliver five wonderful children back home to their loving father, who wants them to have both a Mommy and a Daddy, and still believes except for the blunders of Judges who rewarded a mentally confused spouse for her lies and deception, while she was being supported and coached by insanely jealous in-laws and a greedy lawyer, the Mommy in this family might have, and might still come to her senses, and realize that the children should come first and she should have honored her marriage vows instead of attempting to destroy the best friend and protector she has ever had, her devoted husband.

Neither the children nor the father are responsible for what has been torn asunder, this formally blessed and bonded family. This father and the Federal Judges are now the only hope for making it whole again, or at least giving back to the five children their Daddy, who never abandoned them, and deserves their daily hugs, their bonded love, admiration, and respect. How could any moral and civilized person in their right mind want to separate forever this great and loving parent from his five children and deny them his wholesome wisdom, and character values as a role model?

President Ronald Reagan once said something similar to the following: "the government can't fix our Nation's problem, because the government is the problem"! In Plaintiff's case the local Martin County Superior Court can not fix his family's Problem. This Court with the incompetent Judges Parker, Grimes and McLendon has become the major problem, because of their lack or understanding and lack of concern for the reason Judges even exist, "the even-handed administration and delivery of justice"! Judges are not supposed to be on a ego trip or derive pleasure from mistreating a good parent or allowing lawyers to do so either Several have asked, but Plaintiff particularly appreciates this paraphrased question,: "how could anybody in their right mind persecute a great father like you?"

I have played by the Court's ambiguous and arbitrary rules while suffering the Indignity they have delivered to me and my children. This undeserved torture at the hands of the above inadequate lawyers and judges, does not change who I know I am, and have always been, a devoted and loving father and husband.

I AM REQUESTING A JURY TRIAL !

_____ _____

DATE

SIGNATURE OF PLAINTIFF
GEORGE E. BURDICK
TUPELO RANCH
980 Prison Camp Road, (SR: 1142)
P.O. Box 130
Stokes, N. C. 27884
(252) 795 3604

CC: Friends of the Family
Advocates For Children

Wilkinson and Rader, PA
Attorneys and Counselors At Law
P. O. Box 732
Washington, N. C. 27889

John A. Wilkinson (1908=2001)
Steven P.Rader

131 North Market St.
Tel. (252) 945 7167
Tel. (252) 945 1775
Fax (252) 975 0829

July 7, 2006

Judge Samuel Grimes
112 W. 2nd Street
Washington, NC 27889

RE: Burdick vs. Burdick

Dear Judge Grimes:

In light of the results of the Court ordered examinations of my client, I am, requesting thar the Court approve normal visitations immediately.

There is nothing in the report to justify denial of such visitation.I went back and listened to the tape of the hearing specifically for the Court's ruling on this issue. The Court did not direct any further hearings. Mr. Smith's request for one is merely a delaying tactic to run out the clock and deny my client and the children their visitation this summer.

I want to remind the Court that Mr. Smith's tactics already denied my client the Thanksgiving visitation ordered in open court by Judge Parker. I think a pattern is apparent here, and it greatly concerns me.

Sincerely,

Steven P. Rader

Cc: Lloyd Smith

App 17.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION
4:08-CV-53-HO

George E. Burdick Plaintiff	)	
V	)	
	)	)JUDGMENT
Pritchett & Burch, PLLC, Lloyd C. Smith, Jr., Regina Parker, Samuel Grimes and, Christopher B. McLendon Defendants	)	

Decision by Court. This action came before the Court. The issues have been heard and a decision has been rendered. IT IS ORDERED JUDGED AND DECREED that the Defendant's Motion to Dismiss is GRANTED. (BOYLE, J)

This Judgment filedand entered on November 17, 2008, and copies to:

George E. Burdick
Tupelo Ranch
P. O. Box 130
Stokes, N.C. 27884-0130

Ronald G. Baker
Baker, Jones, Daly & Carter, PA
P. O. Box 986
Ahoskie, N.C. 27910

Grady L. Balentine Jr.
NC Attorney General's Office
9001 Mail Service Center
Raleigh, N. C. 27699-9001

November 17, 2008 /s/ Dennis P. Ivarone

Clerk of Court

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION

4:08-CV-53-HO

George E. Burdick Plaintiff	)	
v	)	ORDER
Pritchett & Burch, PLLC, Lloyd C. Smith, Jr., Regina Parker, Samuel Grimes and, Christopher B. McLendon Defendants	)	

This matter comes before the Court on Plaintiff's Motion to Reconsider this Court's November 16, 2008 Order, dismissing Plaintiff's claims against his former wife' attorneys and state court judges. Plaintiff had claimed Manipulated the legal system to obtain custody orders in favor of Plaintiff's former wife in violation of his constitutional rights. This Court concluded it lacked subject matter jurisdiction over Plaintiff's claims. For the reasons below. This Court DENIES Plaintiff's Motion to Reconsider. Plaintiff's claims arise out of a child custody proceeding in state court. In bringing this federal action, Plaintiff seeks a review of the issues decided in the child custody proceedings. The Supreme Court has declared that "a party losing in state court is barred from seeking what in substance would be appellant review of the state judgment itself

violates the loser's federal rights." Johnson v De grandy, 512 U.S. 997,1005-6(1994)(citing District of Columbia Court of Appeals v Feldman, 460 U.S. 462, 482 (1983), Rooker v Fidelity Trust Co., 263 U.S. 4513, 416

(1923). As stated in this Court's previous November 16, 2008Order, Plaintiff's action seeks to circumvent these jurisdictional mandates by instituting a federal action which, although not styled as an appeal, aims to review the decision of the state court. With the exception of habeas cases, our system commitment to the principles of federalism prohibits this type of action and dictates that appellate review of state court decisions occurs first in the state appellate system and then to the United States Supreme Court.. American Reliable Insurance co. v Stillwell, 336 F.3d311, 316(4th Cir.2003). Accordingly, this Court lacks jurisdiction to hear Plaintiff's claims.

Plaintiff's Motion to Reconsider is DENIED.

SO ORDERED, this 14 day of January 2009.

TERRENCE W. BOYLE
UNITED STATES DISTRICT JUDGE

No. 4:08-CV-53-BO

February 20, 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION

No. 4:08-CV-53-BO

GEORGE E. BURDICK	)	
	)	
Plaintiff,	)	
V	)	
	)	
PRITCHETT & BURCH, PLLC,	)	**FOURT**
LLOYD C> SMITH, JR.,	)	**CIRCUIT**
REGINA PARKER, SAMUEL GRIMES,	)	**COURT OF**
CHRISTOPHER B. McLENDON.	)	**APPEALS**
	)	
DEFENDANTS.	)	
	)	

1.This case was filed on April 4, 2008, by Plaintiff, who requested a Preliminary Injunction, and registered a JURY DEMAND. To date, the Honorable TERRENCE W. BOYLE, UNITED STATES DISTRICT JUDGE, has never ordered a hearing or talked to Plaintiff in person, by letter or on the phone. Plaintiff has never been allowed to offer any testimony directly to the judge to refute or clarify the honorable judge's opinions in this case. Therefore, the Honorable Judge Boyle is assuming what is in Plaintiff's mind and presuming Plaintiff's motivations, without really knowing from Plaintiff, the objective, factual, and relevant elements causing this case to be filed..

2. Plaintiff intends to prove in front of a Federal Jury, the above listed Defendants violated his Civil and Federal Constitutional Rights and should be held accountable for among other things, fraudulent actions, statements, and orders..

3. Every American citizen is entitled to having his or her Federal Constitutional and Civil Rights protected by Federal Judges, who are sworn to uphold and defend such rights, that are provided us in our Federal Constitution, which protect every citizen from being denied those rights by any other individuals or State Courts at any jurisdictional level.

4. What's actually in the Constitution should outrank any other alleged precedent or authority in conflict with the Constitution,. though it has been over ten months, this Honorable Federal Judge Boyle has apparently not evaluated the hundreds of pages of evidence and documentation illustrating violations of Federal Constitutional and Civil Rights by the Defendants against Plaintiff.

5. Therefore, Plaintiff is forced to utilize his option to appeal the wrong assumptions and denials of justice at the Federal District Court level, not based on any personal contact or hearing between Plaintiff and the Honorable District Judge Terrance W. Boyle, and appeal this unmerited denial of justice.

6. I therefore within the prescribed 30-day period To appeal the above failure of the District Court to deliver Constitutionally entitled justice, am paying the fee, and respectfully filing this appeal to the United States Fourth Circuit Court of Appeals, and awaiting further instructions..

Respectfully submitted on January 20, 2009,

George E. Burdick, Plaintiff
Wildlife Biologist
TUPELO RANCH
P. O. BOX 130
Stokes, N. C. 27884
Phone (252)-795-3604

Case:09-1216 Document 19-1 Date Filed: 06/05/2009 Page 1

Filed June 5, 2009

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

George E. Burdick,

Plaintiff-Appellant

v.

Pritchett & Burch, PLLC, Lloyd C. Smith Jr., Regina Parker, Samuel Grimes, Christopher B. McLendon

Defendants-Appellees

JUDGMENT

In accordance with the decision of this Court, the judgment of the District Court is affirmed. This judgment shall have effect upon issuance of this

Court's mandate in accordance with Fed. R. App. P. 41.

/s/ PATRICIA S. CONNER, CLERK

CASE 4:08-cv-00053-BO Document 23 Filed 06/08/2009 Page 1

Case 09-1216 Document 23 Date Filed 07/31/ 2009 Page 1

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCOIT

No. 09 1216
(4:08-cv-00053-BO)

GEORGE E. BURDICK,

Plaintiff-Appellant

v.

PRITCHETT & BURCH, PLLC; Lloyd C. Smith, Jr., Regina Parker, SAMUEL GRIMES, CHRISTOPHER B> McLENDON<

Defendants-Appellees

ORDER

The petetion for rehearing en banc was circulated to the full Court. No judge requested a poll under Fed. R. App. P.35. The Court denies the petition for rehearing en banc.

For The Court

/s/ Patricia S. Connor, Clerk

Case 4:08-cv-00053-BO Document 26 Filed:07/31/2009 Page 1

(2)

No 09-825

Supreme Court, U S
FILED
APR 16 2010
OFFICE OF THE CLERK

In the
Supreme Court of the United States

GEORGE E. BURDICK
Petitioner

V.

PTITCHETT & BURCH, PLLC.
LLOYD C. SMITH JR,.
REGINA PARKER
SAMUEL GRIMES
CHRISTOPHER B. McLENDON
Respondents

ON PEITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF
APPEALS FOR THE FOURTH CIRCUIT

PETITION FOR REHEARING

GEORGE E BURDICK
WILDLIFE BIOLOGIST
100 Tupelo Trail
P. O. Box 130
Stokes, North Carolina 27884
(252) 795 3604
Petitioner of Record, Pro Se

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A truthful authority on the Constitution and Law

IMPRIMIS-March 2010 – Volume 39, Number 3
A PUBLICATION OF HILLSDALE COLLEGE
33 East College Street, Hillsdale, Michigan 49242

By Andrew C McCarthy
A Deputy U S Attorney (18 years), in the South District of New York

He led the terrorism prosecution against Sheik Omar Abdel Rahman and 11 others in connection with 1993 World Trade Center bombing and a plot to bomb New York City Landmarks

Following the 9/11 attacks, he supervised the Justice Department's Command post near Ground Zero He has also served as a Special Assistant to the Deputy Secretary of Defense

He has served as adjunct professor at Fordham University's School of Law and New York Law School

Attorney McCarthy writes widely for newspapers and journals, including National Review, the Wall Street Journal, and USA Today

He is author of the book **Willful Blindness, A Memoir of the Jihad**

The distinguished Andrew C McCarthy is a Senior Fellow, of the National Review Institute,

Page

Rules
Sup Ct R 44 2 ********** 1

PETITION FOR REHEARING

Petitioner respectfully petitions for rehearing of the Court's March 22, 2010 Order Petitioner respectfully requests that this Honorable court grant a rehearing, because in four and three fourths years no court to which this mistreated father has exposed fraud by all the respondents has given this tortured parent of five stolen children one second to speak directly to a higher court judge, in State or Federal Court to prove petitioner has done no wrong, that every Order and Judgment by the Respondent judges in this case, as well as the latest Judge Michael A Paul added as a party in this miscarriage of Justice, are based on fraud, and violates petitioner's Constitutional and Civil Rights

The former U S Attorney of eighteen years, is summarizing what this loving father has written in over a thousand pages of truth submitted into this court record, that have been dismissed by arrogant lawyers for money and judges who have abused power to which they are not entitled according to the rule of law embodied in our precious Constitution, which they have ignored Petitioner chooses to title the following Senior Fellow, U S Attorney Andrew C McCarthy's words as a "wise summary" of why this petitioner has been denied justice for the past four years and nine months that is recorded in appeals and exhibits I have submitted,

Exact quote from Attorney Andrew C. McCarthy

A WISE SUMMARY

"It has become fashionable these days to invoke the "rule of law" as if it means the rule of lawyers—and in particular the rule of judges But that has never been the term's meaning In

> the U S , the rule of law is embodied in the Constitution and resides in the statutes, Treaties, rules, and regulations adopted pursuant to the Constitution The rule of law does not refer either to judges or to elected officials, who are themselves servants of the Constitution "

Petitioner has never been judged by "the rule of law" but only by the unconstitutional "rule of lawyers" and "rule of judges", who should be, but have not been, in U S Supreme Court Case 09-825, or U S Fourth Circuit Court of Appeals Case 09-1216, cleared of the fraud they committed in North Carolina Second Judicial District Court Case No 05-CVD-406

Respondent Judge Regina Parker allowed Respondent Lawyer Lloyd C Smith Jr to change District Court Judge Regina Parker's legitimate Bench Order, recorded on the Court's Tapes and Transcription, after his client had violated her Order, and the changed written Order was not signed by Respondent until over a month after it was unlawfully ignored upon advice of Respondent Lawyer Lloyd C Smith Jr to his client Petitioner never received the ordered benefits of the original legitimate Order by Respondent Judge Regina Parker during any of the following four years and nine months, due to the fraudulent and unconstitutional actions of both Respondent Lawyer Lloyd C Smith Jr and Respondent Judge Regina Parker

Respondent Judge Samuel Grimes continued the above injustice against Petitioner in a Judgment Respondent Judge Grimes signed that was also written by

Respondent Lawyer Lloyd C Smith Jr , containing sixty seven, (67), so-called Findings of Facts, of which Fifty six, (56) are fraudulent untruths These fraudulent assertions called Facts were invented by Respondent Lawyer Lloyd C Smith Jr , so as to unconstitutionally slander Petitioner, and steal Petitioner's assets, but Respondent Judge Samuel Grimes, in collusion with Respondent Lawyer Lloyd C Smith Jr , signed said fraudulent Judgment, that has denied Petitioner justice during the past four years and nine months

Two other Judges, Respondent Judge Christopher Mclendon and a later party in this case, Judge Michael A Paul, both of whom are under the supervision of Respondent Chief Judge Samuel Grimes, and work out of the same local Second Judicial District office, have committed unconstitutional acts and fraud which is described in detail in Motions, Exhibits, and discussions already submitted and/or available to the U S, Supreme Court The above listed Judges and lawyer have no evidence to defend their evil actions in front of a Federal Judge and Jury

CERTIFICATE OF GROUNDS

RELATED TO INTERVENING CIRCUMSTANCES OF SUBSTANTIAL OR CONTROLLING EFFECT OR TO OTHER SUBSTANTIAL GROUNDS NOT PREVIOUSLY PRESENTED

All of the Respondents and/or parties named by Petitioner in this Case No 09-825 are guilty of criminal fraud, which petitioner can prove to a jury, in a Federal Court with an objective and just Federal Judge

EXAMPLES OF UNTRUE STATEMENYS ON THE TAPES AND IN TRANSCRIPTIONS OF THE COURT RECORD·

LAWYER Lloyd C Smith Jr stated in open court more than once, and even submitted a picture as his exhibit, taken by his client, of an alleged "machine gun" Petitioner was accused of keeping in my home These outrageous charges were made against Petitioner during the Judge Grimes Court session The picture this untruthful lawyer assured the Court was of a "machine gun" is of the frame only of a "repeating shotgun", that had no cylinder for ammunition, and is most certainly not a "machine gun", or was it ever fully automatic, which Federal Law prohibits private citizens from having in our homes All my children have been taught gun safety

The false picture exhibit didn't bother this dishonest Lawyer Smith and his friend, the dictatorial Judge Grimes, who both used Lawyer Smith's absurd accusation of a frame no more harmful than a plastic toy, to serve as an excuse for portraying this loving Dad as a threat to my five children This frame of a low power shotgun is inoperable today, and when it did work over twenty five years ago, my legal shotgun, never a machine

gun, only accepted low power shells Lawyer Smith had perpetrated an outrageous fraudulent hoax upon the court presided over by Judge Grimes, which they together used outside of the courtroom proceeding used as a pretense to order me to have a mental evaluation, before I could regain custody of my five children, I had been the primary caretaker of since they were all born

Is the above an isolated example of distortion and fraud used against Petitioner in the Court record pf Case 05-CVS-406 Of course not, only one of dozens of untruths approved by a judge's words and/or signature affixed to an Order or Judgment Here's an example from Judge Regina Parker's Court

A direct quote from Judge Regina Parker shows the following in Court Tapes and a transcription of those tapes Judge Parker said, on page 184, of official transcriptions,

"based on the consideration of comments that deeply disturb me concerning the children having food to eat, the children on one (1) occasion drugged by their hair, the children being tied in their seats, the babies, the court is disturbed by this activity"

The Judge continued, "it was stated, of course, that the Defendant, excuse me the Plaintiff in this case entered into that activity with the children I am deeply disturbed about that I am at this time based on all the testimony, not having anything to do with racial issues or any such things, it is based on the evidence that was presented here today in this court and what I heard in those chambers back there "

The underlined comments alluded to by Judge Parker above are just that, "Comments" from Lawyer Smith and any untruthful witnesses he put on the stand that he coached and suborned to commit perjury, that was not backed up by any facts or proof

I had been feeding my five children for years, the best of food, Including steaks out of our freezers from beef animals raised on our ranch This was a total misrepresentation of how I cared for my children Those who know me confirm, I don't eat junk food or feed it to my children Pastor Earl Brown and his wife who knew our family better than anyone else, during our seven years in Pennsylvania, told the Court The Judge ignored words of our family Pastor and his wife who raised ten children of his own and supported me as a caring and competent loving father they knew well from observing me caring for my children on a regular basis their primary caretaker, while my wife was away from home attending to career duties many miles from home on a daily basis

Judge Regina Parker's assertion that I "drugged" them across the floor by their hair is not true, and the children will support me Judge Parker is wrong Her grammar was incorrect, since she must have meant "dragged" It never happened! Just ask my children who will confirm this Dad never, not once, abused them in any manner!

Judge Regina Parker claims the Court is "disturbed" that I tied "the babies" in their seats" I took my five children to a Day School in Southern Pines, N C from our rented home in Hoffman, N C in my extended cab truck My twin girls Jenni Lee and Edithann were four years old and riding in the back with their older sister Odessa, who was six years pld One morning

during the twenty plus mile trip, Odessa said "Daddy, Jenni Lee and Ethann are taking their shoulder straps loose and crawling out of their car seats."

I pulled my vehicle off the road and opened the back door to talk to my twin girls. I explained to my daughters that the safety belts were to keep them from getting hurt if we were involved in a wreck and that they should be securely fastened in their car seats. I took a small rope and tied a hard knot around Jenno Lee's safety belt and asked her to untie it. She couldn't, so I untied the knot and told them I didn't want to tie their belts together, so they could not undo the straps. Both of my lovely twins promised to not undo their safety straps, if I wouldn't tie them together with my rope. It was a deal, between a father, and his twin girls in the interest of highway safety. I got back into my driver's seat and we continued on to their school.

Later,, when I was driving down the road and any of my older three children would see one of the twins undoing their safety belts, somebody might say, "Daddy, Eidthann is trying to unbuckle her car seat". I would simply tell her to buckle it back, so I wouldn't have to tie it with my rope. She would sweetly reply, "O K Daddy I'll not unbuckle it so you don't have to use your rope". A loving Daddy was gently using a little psychology to emphasize safety to his children.

Lawyer Smith's and Judge Parker's version of what actually happened, was that I tied the children in their car seats and drove down the road with them. How would they get out if there was an accident? Indeed, so I never did what Judge Parker accused me of and listed as a criticism of me, while saying, "the court was disturbed that I tied the babies in their seats". Lawyer Smith and

the judges always distorted everything I had ever done with my family, and totally misrepresented the truth in my caring for my children, by inserting fraudulent criticism of every event in my family's life

I have never been charged with committing a crime in my life but the entire Court Case 05-CVD-406 record, all judgments and orders by all four judges, that were always written by Lawyer Smith and his law firm, are the result of perjury and fraud designed to hurt my reputation and justify the theft of my children and most of my assets Courts are supposed to deliver justice, and not engage in cruel and unusual punishment of caring parents, who have done no wrong !

Judgments and Orders signed by Respondent judges, after being written by a self-interest opposing lawyer, rather than the judges themselves, and not based on facts, are, in addition to violating Petitioner's Civil and Constitutional Rights explained in hundreds of ignored pages of hard evidence contained in exhibits, rift with "cruel and unusual punishment" designed to destroy a decent father's reputation and prevent parental bonded love between this father and his children from taking place Petitioner was punished without any element of truth, for invented wrongs, I never committed

The criminal fraud committed involves numerous instances of power abuse by Respondents and Judge Paul, aimed at illegally stealing substantial assets belonging to Petitioner by making up and submitting false exhibits, that are impossible to be true

Respondent Judges have repeatedly shown they don't care about justice, by signing Judgments and Orders totally devoid of facts or truth

There are at least ten Motions still listed on the Local Court calendar that have not been addressed by any Respondent Judges in the State District Court One is asking for discovery, another for a new trial, and such Motions have been ignored for over three years while Petitioner's legitimate legal rights to due process were ignored

Under both State and Federal Law, and certainly under requirements in our Federal Constitution, "a court record based on fraud should be overturned and erased from a citizen's legal record "

A partial Justice can only be received at this time by a Federal jury trial in which Petitioner can face his fraudulent accusers in front of a jury, and prove beyond any doubt, the more than substantial grounds his four years and nine months of intentional torture at the hands of respondents has been a miscarriage of justice that can never be fully reclaimed, but at least can be Constitutionally corrected by just rulings of the Honorable United States Supreme Court

An even better possible solution since so much life already lost can not be relived, is for the Honorable United States Supreme Court,by reviewing the more than compelling hard evidence already submitted, could grant immediate relief of a nature that doesn't require more lost life and fortune to be stolen from Petitioner and his children

Too many years of family love has already been lost because of a corrupt and slow State judicial system, infested with incompetent dishonest judges, who have ruled like dictators with power based on arrogance and deception, but not based on objectivity, equality or Constitutional requirements

CONCLUSION

This entire miscarriage and mockery of justice, involving four years and nine months, with four separate local judges presiding over different sessions of the same case, was never based on "rule of law", but on the dictatorial rule of a lawyer and his Respondent Law Firm, and four judges, All of whom have arrogantly abused assumed power they shouldn't have, and ignored the "rule of Law" embodied in our Constitution ,

Petitioner requested a Federal Jury Trial, and other just rulings, from the U S Supreme Court, since he has not had even one second in four years and nine months to confront these unfit Respondent lawyers and judges, to ask them questions, that will expose their abuse of power, unconstitutional actions, and fraud

Petitioner prays the United States Supreme Court will not deny this American citizen, who has done no wrong, the justice our Constitution states is available to each and every citizen of these United States, according to "equal treatment" under the "rule of law"

I also request that my five loving children be brought to the Supreme Court to appear with me, and remove any doubt about the integrity of their loving Dad I have faith in God, and in the innocent honesty and love of my five children The Honorable Supreme Court Justices would need no other evidence, than to observe us, Dad, my son, and four daughters, reunited in front of the Justices eyes

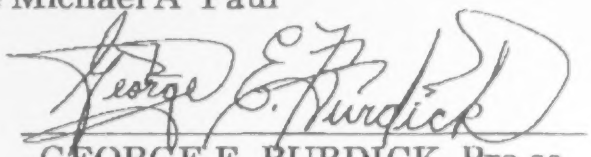
It would be a great victory for family values, much needed by our great Nation, for which this Air Force Veteran has pride and love, second only to the love I will carry to the end of my life, for my family

For these reasons, the petition for rehearing should be granted and petitioner, who has done no wrong, given his rightful access to Justice by objective Federal Judges who should correct the record, though it is now impossible to return to petitioner his dignity and almost five years of his family's love and treasure, that has been stolen from Petitioner by immoral lawyers and arrogant incompetent judges, operating in a corrupt State judicial system, badly in need of reform

Dated May 4, 2010

CERTIFICATE OF PETITIONER

Petitioner hereby certifies that petition for rehearing is presented in good faith Copies have been sent care of U S Postal Service to Counsels of record of Respondents and Judge Michael A Paul



GEORGE E BURDICK Pro se
Petitioner in 09-825

CERTIFICATE OF COMPLIANCE

NO ___09-825_____

IN THE

SUPREME COURT OF THE UNITED STATES

GEORGE E BURDICK PETITIONER

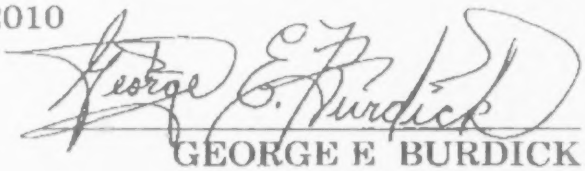
VS

PTITCHETT & BURCH, PLLC
LLOYD C SMITH JR,
REGINA PARKER RESPONDENTS
SAMUEL GRIMES
CHRISTOPHER B McLENDON

As required by Supreme Court Rule 33 1(h), I certify that the PETITION FOR REHEARING contains _2,798_____words, excluding the parts of the petition that are exempted by Supreme Court Rule 33 1(d)

I declare under penalty of perjury that the foregoing is true and correct

Executed on May 4th, 2010



GEORGE E BURDICK